

CHAPTER 1099

GAMBLING FACILITIES — PERSONS VOLUNTARILY EXCLUDED — LICENSEE ACCESS TO PERSONAL INFORMATION

H.F. 2349

AN ACT relating to persons voluntarily excluded from gambling facilities.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. [Section 99D.7, subsection 23](#), Code 2018, is amended to read as follows:

23. To ~~require licensees to~~ establish a process to allow a person to be voluntarily excluded from the wagering area of a racetrack enclosure and from the gaming floor, as defined in [section 99F.1](#), of all other licensed facilities under [this chapter](#) and [chapter 99F](#) as provided in [this subsection](#). The process shall provide that an initial request by a person to be voluntarily excluded shall be for a period of five years or life and any subsequent request following any five-year period shall be for a period of five years or life. The process established shall require that licensees be provided electronic access to names and social security numbers of persons voluntarily excluded through a secured interactive internet site maintained by the commission and information regarding persons voluntarily excluded shall be disseminated to all licensees under [this chapter](#) and [chapter 99F](#). The names, social security numbers, and information regarding persons voluntarily excluded shall be kept confidential unless otherwise ordered by a court or by another person duly authorized to release such information. The process established shall also require a person requesting to be voluntarily excluded be provided information compiled by the Iowa department of public health on gambling treatment options and shall also require that a licensee disseminate information regarding persons voluntarily excluded to all licensees under [this chapter](#) and [chapter 99F](#). The state and any licensee under [this chapter](#) or [chapter 99F](#) shall not be liable to any person for any claim which may arise from this process. In addition to any other penalty provided by law, any money or thing of value that has been obtained by, or is owed to, a voluntarily excluded person by a licensee as a result of wagers made by the person after the person has been voluntarily excluded shall ~~not be paid to~~ forfeited by the person ~~but~~ and shall be credited to the general fund of the state.

Sec. 2. [Section 99F.4, subsection 22](#), Code 2018, is amended to read as follows:

22. To ~~require licensees to~~ establish a process to allow a person to be voluntarily excluded from the gaming floor of an excursion gambling boat, and from the wagering area, as defined in [section 99D.2](#), and from the gaming floor of all other licensed facilities under [this chapter](#) and [chapter 99D](#) as provided in [this subsection](#). The process shall provide that an initial request by a person to be voluntarily excluded shall be for a period of five years or life and any subsequent request following any five-year period shall be for a period of five years or life. The process established shall require that licensees be provided electronic access to names and social security numbers of persons voluntarily excluded through a secured interactive internet site maintained by the commission and information regarding persons voluntarily excluded shall be disseminated to all licensees under [this chapter](#) and [chapter 99D](#). The names, social security numbers, and information regarding persons voluntarily excluded shall be kept confidential unless otherwise ordered by a court or by another person duly authorized to release such information. The process established shall also require a person requesting to be voluntarily excluded be provided information compiled by the Iowa department of public health on gambling treatment options and shall also require that a licensee disseminate information regarding persons voluntarily excluded to all licensees under [this chapter](#) and [chapter 99D](#). The state and any licensee under [this chapter](#) or [chapter 99D](#) shall not be liable to any person for any claim which may arise from this process. In addition to any other penalty provided by law, any money or thing of value that has been obtained by, or is owed to, a voluntarily excluded person by a licensee as a result of wagers made by the person after the person has been voluntarily excluded shall ~~not be paid to~~ forfeited by the person ~~but~~ and shall be credited to the general fund of the state.

Sec. 3. VOLUNTARILY EXCLUDED PERSONS INTERNET SITE. By January 1, 2019, the racing and gaming commission shall develop and thereafter maintain a secured interactive internet site to provide licensees electronic access to names and social security numbers of persons voluntarily excluded as provided in this Act.

Approved April 10, 2018